



GARY R. HERBERT
Governor

GREGORY S. BELL
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

October 3, 2013

Certified Return Receipt
7010 2780 0002 7254 1248

Russell Feller
A & R Leasing LLC
688 East Chad Ranch Road
Veyo, Utah 84782-4141

Subject: Division Directive to Reclaim, A & R Leasing LLC; Allen Claims; M/045/0032;
Tooele County, Utah

Dear Mr. Feller:

For reasons discussed below, the Division of Oil, Gas and Mining (Division) requires that the Allen Claims mine be reclaimed by November 29, 2013. The Division will gladly give suggestions about grading, soils, revegetation, and other aspects of reclamation. Contact numbers are listed in the last paragraph of this letter.

Rule R647-3-113.5 of the Utah Administrative Code requires the Division to require reclamation when a mine has been inactive for ten years or more. Division records indicate the last production at this mine was in 2003.

The reclamation surety, a letter of credit that was being held by the Bureau of Land Management, was with SunFirst Bank, but the letter of credit was repudiated by the FDIC when it took receivership of the bank. While you had no control over the bank's or the FDIC's actions, neither the Division nor the BLM has received a replacement surety which is in violation of rule R647-3-111.

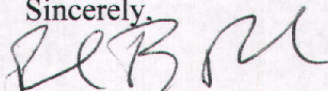
In the Notice of Intention to Commence Small Mining Operations (Notice) for the Allen Claims mine received by the Division May 28, 1991, you agreed to "... reclaim the aforementioned small mine as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining."

Failure to complete reclamation as required may result in issuance of a notice of violation and associated fines.

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Please contact Leslie Heppler at 801-538-5257 or me at 801-538-5261 if you have questions or concerns about this letter. Thank you for your cooperation.

Sincerely,

A handwritten signature in dark ink, appearing to read 'PBB', is written over the word 'Sincerely,'.

Paul B. Baker
Minerals Program Manager

PBB: lah: cb
cc: Larry Garahana, BLM (lgarahan@blm.gov)
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